

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

FASTRICH, ET AL.,

Plaintiffs,

VS.

CONTINENTAL GENERAL INSURANCE  
COMPANY, ET AL.

Defendants.

**CASE NO. 8:16-CV-487**

**JOINT MOTION TO STAY DISCOVERY PENDING THE OUTCOME OF THE  
PARTIES' SCHEDULED MEDIATION**

The Parties, by their undersigned counsel, respectfully move this Court, pursuant to Fed. R. Civ. P. 26(c), for an order staying discovery with the exception of the issuance of third-party subpoenas pending the resolution of the Parties' mediation currently scheduled on December 8, 2017.

1. The Parties have had preliminary settlement discussions and have scheduled this case for JAMS mediation before Judge Richard Neville in Chicago, IL.
2. The Parties are in the process of exchanging relevant information and believe that process, along with the aid of a mediator, will allow the Parties to value the case on a more objective basis and hope to reach a voluntary resolution to this matter.
3. The Parties request that all discovery, including initial disclosures but not including the issuance of third-party subpoenas, be stayed pending the outcome of mediation. Avoiding the expenses associated with continued litigation of this matter is a substantial factor in the Parties' desire to resolve this case via

mediation and, therefore, staying additional discovery will greatly aid the Parties in resolving this matter.

Wherefore, it is respectfully requested that discovery be stayed pending mediation and that a status conference be scheduled at a time convenient for the Court on or after December 22, 2017 to allow the Parties to update the Court as to the status of their settlement negotiations.

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Respectfully submitted,

Dated: October 20, 2017

/s/ Steven H. Brogan

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